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09629      7590      01/25/2005

MORGAN LEWIS & BOCKIUS LLP  
1111 PENNSYLVANIA AVENUE NW  
WASHINGTON, DC 20004  
**04/27/2005 REEYERIE2 00000006 500310 09939709**

01 FC:1501      1400.00 DA  
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(Depositor's name)

(Signature)

(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/939,709	08/28/2001	Roland E. Baron	044574-5045-US	2739

TITLE OF INVENTION: METHODS OF USING AGENTS THAT MODULATE BONE FORMATION AND INHIBIT ADIPOGENESIS

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1400	\$300	\$1700	04/25/2005

EXAMINER	ART UNIT	CLASS-SUBCLASS
WOITACH, JOSEPH T	1632	435-004000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.

"Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

(1) the names of up to 3 registered patent attorneys or agents OR, alternatively,

(2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1 MORGAN, LEWIS &  
2 BOCKIUS LLP  
3 \_\_\_\_\_

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

YALE UNIVERSITY

NEW HAVEN CT

Please check the appropriate assignee category or categories (will not be printed on the patent):  Individual  Corporation or other private group entity  Government

4a. The following fee(s) are enclosed:

Issue Fee  
 Publication Fee (No small entity discount permitted)  
 Advance Order - # of Copies 4

4b. Payment of Fee(s):

A check in the amount of the fee(s) is enclosed.  
 Payment by credit card. Form PTO-2038 is attached.  
 The Director is hereby authorized to charge the required fee(s), or credit any overpayment, to Deposit Account Number 50-0310 (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27.

b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above. NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature

Date April 25, 2005

Typed or printed name Sally P. Teng

Registration No. 45,397

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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PATENT  
ATTORNEY DOCKET NO.: 044574-5045

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of: )  
Roland E. BARON *et al.* )  
Appln. No.: 09/939,709 ) Group Art Unit: 1632  
Filed: August 28, 2001 ) Examiner: Woitach, Joseph T.  
FOR: METHODS OF USING AGENTS THAT )  
MODULATE BONE FORMATION AND )  
INHIBIT ADIPOGENESIS )

Commissioner for Patents  
U.S. Patent and Trademark Office  
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401 Dulany Street  
Alexandria, VA 22314

Sir:

**COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE**  
**PURSUANT TO 37 C.F.R. § 1.104 (e)**

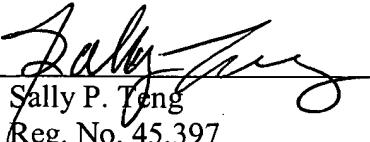
In response to the Examiner's Statement of Reasons for Allowance on page 5 of the Examiner's Amendment enclosed with the Notice of Allowability dated January 25, 2005, Applicants submit the following comments.

While Applicants believe that the claims are allowable and patentably distinguishable over the prior art, Applicants do not acquiesce that patentability resides in each feature, exactly as expressed in the claims, nor that each and every feature is required for patentability.

Respectfully submitted,

**MORGAN, LEWIS & BOCKIUS LLP**

Date: April 25, 2005  
**CUSTOMER NO.: 009629**  
MORGAN, LEWIS & BOCKIUS LLP  
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Washington, D.C. 20004  
202-739-3000

By:   
Sally P. Teng  
Reg. No. 45,397